# UNITED STATES DISTRICT COURT

## for the

# MIDDLE DISTRICT OF TENNESSEE

U.S.A. vs. Gara Carinesa Hari	ris-Josiin	_	Docket	No. <u>0650 3</u>	:11CR00082 - 18	
Petition	for Action on Condit	tion	s of Pretrial Re	lease		
COMES NOW Lisa Capps			, PRETRIAL	SERVICES	SOFFICER	
presenting an official report upor	the conduct of defen	dan				
who was placed under pretrial rel	lease supervision by the	he I	Honorable Joe B.	Brown		
sitting in the Court at Nashville,	Tennessee , or	n <u>N</u>	March 23, 2011	, under	the following	
conditions: Please reference the	attached Order Settin	g C	Conditions of Rela	ease.		
				2.44		
	ting petition for action	ı of	Court and for ca	use as follo	ws:	
Please reference page two of	this document.					
I declare under penalty of perjui	ry that the foregoing i	c tri	ie and correct			
Lisa Capps (1)	Nashv				Contombor 5 2012	
U.S. Pretrial Services Officer	Place:	me,	, 1 IN		September 5, 2012  Date:	
	Sentencing Hearing	Œ	Cont			
Next Scheduled Court Event	Event			tember 07, 2012		
	PETITIONING	TH	IF COURT			
No Action	TETTTOMING			er setting a	hearing on the netition	
To Issue a Warrant		☐ To issue an order setting a hearing on the petition ☐ Other Remand defendant to custody at				
_ 10 Issue a Warrant		sentencing hearing.				
TYPE COLUMN CONTROL				0 8		
THE COURT ORDERS:		<b>Y</b> 1	A Harrista Labor B			
☐ No Action ☐ The Issuance of a Warrant.		X	A Hearing on the Pe	etition is set fo	or	
Sealed Pending Warrant Exec	cution		9/7/12 a	t sentenci	na	
(cc: U.S. Probation and U.S. Marshals only)		Date Time				
☐ Other						
7	7th					
Considered and ordered this of September2012 _ and	day ordered filed					
and made a part of the records in	the above					
case. M. A.	7					
1000 11 m	Met					
Honorable Aleta A. Ti	royotar					
U. S. District Judg						

Honorable Aleta A. Trauger U.S. District Judge Re: Petition for Action On Gara Harris-Joslin 3:11CR03062-018 September 5, 2012

On March 17, 2011, Gara Harris-Joslin appeared before the Honorable Joe B. Brown for an Initial Appearance pursuant to being charged with Conspiracy to Distribute Cocaine, Cocaine Base, and Marijuana, in violation of 21 U.S.C. § 846. A Detention Hearing was scheduled for March 23, 2011. The defendant was released on bond that date to pretrial services supervision. The conditions of her release are attached.

On April 26, 2012, a violation petition was submitted to Judge Brown alleging a positive urine screen for cocaine. At a bond violation hearing on May 16, 2012, the defendant was found to be in violation of the conditions of her release. However, the Court allowed the defendant to remain on bond with the same conditions.

### **Special Conditions of Pretrial Release:**

Please reference the attached Order Setting Conditions of Release.

#### Violation(s):

# <u>Violation No. 1: Refrain from use or possession of a narcotic drug or other controlled substance, unless prescribed by a licensed medical practitioner:</u>

The defendant reported to the office on August 14, 2012, for a drug test which was taken by USPO Lander as this officer was not available. Ms. Harris-Joslin tested positive for synthetic marijuana.

On September 4, 2012, Ms. Harris-Joslin again reported to the office for a urine screen and tested positive for synthetic marijuana.

#### **Probation Officer's Actions:**

The urine specimens were sent to Alere Laboratories for confirmation.

When questioned about the presumptive positive urine screen on August 14, 2012, Ms. Harris-Joslin denied using the illegal substance. On August 15, 2012, this officer received a telephone call from Attorney Larry Arnkoff concerning the positive urine screen submitted by the defendant. He advised that Ms. Harris-Joslin had informed him that she had used a substance that she believed to be legal, although he did not know what that substance was.

Honorable Aleta A. Trauger U.S. District Judge Re: Petition for Action On Gara Harris-Joslin 3:11CR03062-018 September 5, 2012

On August 22, 2012, this officer received confirmation from Alere Laboratories that the specimen submitted on August 14, 2012, was indeed positive for synthetic marijuana. Centerstone was notified of the positive urine screen and Ms. Harris-Joslin was returned to Phase 1 for drug treatment as a result. Ms. Harris-Joslin advised this officer on September 4, 2012, that she had ordered a stress reliever/aromatherapy from <a href="maximum.nextdayincense.com">nextdayincense.com</a>, an on-line website, that indicated all their products were FDA approved and legal.

When questioned on September 4, 2012, about the positive she submitted, Ms. Harris-Joslin denied using synthetic marijuana. The defendant stated the last time she used it was two days prior to August 14, 2012. Confirmation for this urine screen is not due to be received for approximately 7-10 days.

#### Respectfully Petitioning the Court as Follows:

As the defendant is due to be sentenced on September 7, 2012, this officer recommends that she be remanded to custody at the sentencing hearing. Pretrial Services has advised the U. S. Attorney's Office of the defendant's acts of noncompliance.

Approved by:

W. Burton Putman

Supervisory U.S. Probation Officer

xc: Sunny Koshy, Assistant U.S. Attorney Larry Arnkoff, CJA Panel Attorney